

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE  
BEFORE THE BOARD OF APPEALS

In re Patent Application of:	)	
<b>MARINET ET AL.</b>	)	
	)	
Serial No. 09/995,258	)	
	)	Examiner: C.A. REVAK
Confirmation No. 1339	)	
	)	Art Unit: 2131
Filing Date: NOVEMBER 27, 2001	)	
	)	Attorney Docket No.:
For: RANDOM SIGNAL GENERATOR	)	00R027254350
	)	

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APPELLANTS' REPLY BRIEF

MS Appeal Brief-Patents  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

Herewith is Appellants' Reply Brief that is submitted  
in reply to the Examiner's Answer to Appellants' Appeal Brief.  
If any additional extensions and/or fees are required,  
authorization is given to charge Deposit Account No. 01-0484.

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**I. The Summary of the Claimed Subject Matter Section of  
Appellants' Appeal Brief Complies With 37 C.F.R. §41.37(c)(1)(v)**

In the Examiner's Answer, the Examiner contended that the Appellants' Appeal Brief is deficient. The Examiner contended that "the description of the random component is inaccurate" and looked to Appellants' referenced portions of the Specification for an "accurate" interpretation. Appellants submit that the Examiner has mischaracterized the requirements of 37 C.F.R. §41.37(c)(1)(v), which mandates "[a] concise explanation of the subject matter defined in each of the independent claims involved in the appeal, which shall refer to the specification by page and line number, and to the drawing, if any, by reference characters." (Emphasis added).

It appears to Appellants that the Examiner is attempting to import recitations from the Specification into the claims under the cover of an alleged procedural rule violation. The rules mandate a concise explanation that accurately refers to the specification by page and lines. See 37 C.F.R. §41.37(c)(1)(v). Appellants have dutifully complied with this requirement of the rules. Indeed, the Examiner refers to these same portions of the Specification for defining the claim recitation. Hence, Appellants submit that the Summary of the Claimed Subject Matter Section of Appellants' Appeal Brief is sufficient and accurate, and complies with 37 C.F.R. §41.37(c)(1)(v).

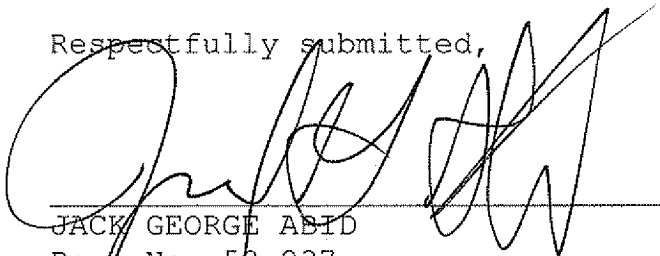
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**II. Conclusion**

In light of Appellants' reply to the Examiner's arguments, it is respectfully submitted that all of the claims are patentable over the prior art. Appellants, therefore, respectfully request that the Board of Patent Appeals and Interferences reverse the earlier unfavorable decision of the Examiner.

Respectfully submitted,



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